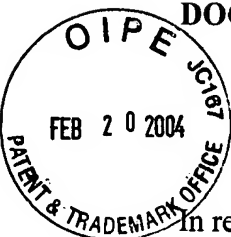


DOCKET NO.: NEXP-0004

PATENT



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Batoff

Serial No.: 10/085,394

Group Art Unit: Unknown

Filed: February 28, 2002

Examiner: Unknown

For: INVENTORY CONTROL AND BALANCING SYSTEM

RECEIVED  
FEB 24 2004  
OFFICE OF PETITIONS

I, Rebekah L. Mitchell, certify that this correspondence is being deposited with the U.S. Postal Service as First Class Mail in an envelope addressed to the Commissioner for Patents, Alexandria, VA 22313-1450.

On

February 18, 2004  
*Rebekah L. Mitchell*  
Rebekah L. Mitchell (Person Mailing Correspondence)

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO NOTICE TO FILE CORRECTED APPLICATION PAPERS  
AND PETITION FOR EXTENSION OF TIME**

Adjustment date: 03/02/2004 AKELLEY  
02/23/2004 AWONDAF1 00000044 10085394  
02 FC:2254 -740.00 OP  
Repln. Ref: C Sirz/2004 AKELLEY 0008030900  
DAH:500462 Name/Number:10085394  
FC: 9204 740.00 CF

In response to the Notice to File Corrected Application Papers dated March 18, 2002, enclosed please find the following:

1. A copy of the Notice to File Corrected Application Papers.
2. Three (3) Sheets of Formal Drawings bearing Figures 1-3 having the appropriate margins.

Applicant has made an earnest effort to place this application in compliance with 37 CFR 1.84.

Applicants hereby petition for a four (4) month extension of time, up to and including October 18, 2002, for the purposes of permitting the filing of the enclosed Petition for Revival of an Application for Patent Abandoned Unintentionally Under 37 CFR 1.137(b), Response to Notice to File Corrected Application Papers and three sheets of formal drawings bearing Figs. 1-3 having the appropriate margins.

02/23/2004 AWONDAF1 00000044 10085394

02 FC:2254

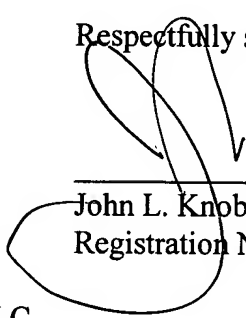
740.00 OP

Enclosed please find a check in the amount of Seven Hundred Forty (\$740.00).  
Applicants are entitled to claim small entity status.

Please charge any additional fees associated with the filing of the enclosed Petition for Revival of an Application for Patent Abandoned Unintentionally Under 37 CFR 1.137(b) and Response to Notice to File Corrected Application Papers, or credit any overpayment, to Deposit Account No. 50-0462.

Respectfully submitted,

Dated: February 18, 2004

  
\_\_\_\_\_  
John L. Knoble  
Registration No. 32,387

KNOBLE YOSHIDA & DUNLEAVY, LLC  
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1628 John F. Kennedy Blvd.  
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## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

APPLICATION NUMBER	FILING OR 371(C) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
10/085,394	02/28/2002	Jeffrey Batoff	NEXP-0005

John L. Knoble  
 KNOBLE & YOSHIDA, LLC  
 Eight Penn Center  
 1628 John F. Kennedy, Blvd.  
 Philadelphia, PA 19103



CONFIRMATION NO. 8067

ABANDONMENT/TERMINATION  
LETTER

\*OC000000011734538\*

Date Mailed: 01/22/2004

## NOTICE OF ABANDONMENT UNDER 37 CFR 1.53 (f) OR (g)

The above-identified application is abandoned for failure to timely or properly reply to the Notice to File Missing Parts (Notice) mailed on 03/18/2002.

- No reply was received.

A petition to the Commissioner under 37 CFR 1.137 may be filed requesting that the application be revived.

Under 37 CFR 1.137(a), a petition requesting the application be revived on the grounds of **UNAVOIDABLE DELAY** must be filed promptly after the applicant becomes aware of the abandonment and such petition must be accompanied by: (1) an adequate showing of the cause of unavoidable delay; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(l); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Under 37 CFR 1.137(b), a petition requesting the application be revived on the grounds of **UNINTENTIONAL DELAY** must be filed promptly after applicant becomes aware of the abandonment and such petition must be accompanied by: (1) a statement that the entire delay was unintentional; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(m); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Any questions concerning petitions to revive should be directed to the "Office of Petitions" at (703) 305-9282. Petitions should be mailed to: Mail Stop Petitions, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.

*A copy of this notice MUST be returned with the reply.*

Customer Service Center  
 Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
WWW.USPTO.GOV

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/085,394	02/28/2002	Jeffrey Batoff	

25203  
OBERMAYER REBMANN MAXWELL & HIPPEL LLP  
1617 JOHN F KENNEDY BLVD  
19TH FLOOR  
PHILADELPHIA, PA 19103

CONFIRMATION NO. 8067

## FORMALITIES LETTER



\*OC000000007656608\*



Date Mailed: 03/18/2002

## NOTICE TO FILE CORRECTED APPLICATION PAPERS

*Filing Date Granted*

This application has been accorded an Application Number and Filing Date. The application, however, is informal since it does not comply with the regulations for the reason(s) indicated below. Applicant is given **TWO MONTHS** from the date of this Notice within which to correct the informalities indicated below. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a)

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
  - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE